IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 175 of 2004 (S/B)

Kailash Chandra S/o Sri Khadak Singh
R/o Ward No.06, Moh-Gujratiyan,
Near Vijay Medical Store, Jaspur,
Udham Singh Nagar, Uttaranchal**.**

..... Petitioner

Versus

1. State of Uttaranchal through Secretary Karmik, Civil Secretariat, Dehradun, Uttaranchal.
2. Public Service Commission Uttaranchal, Haridwar, Uttaranchal,
3. Chief Engineer Level- 1, Public Works Department Yamuna Colony, Dehradun,
4. Chief Engineer Level – 1, Irrigation, Yamuna Colony, Dehradun.
5. Upper Sachiv, Panchayati Raj, Rural Engineering Service, Rural Department, Civil Secretariat, Dehradun, Uttaranchal.
6. Chief Engineer, Rural Engineering Service, Raipur Road, Dehradun, Uttaranchal,
7. Chief Engineer Agriculture Department, Uttaranchal.

..... Respondents

Sri S.N.Babulkar, learned Senior Advocate for the petitioner.
Sri B.D.Kandpal, learned counsel for the respondent No. 2,
Sri K.P.Upadhyay, learned Standing Counsel for the respondent Nos. 1 & 3 to 7.

Date: July 03, 2006.

Hon'ble P.C.Verma,J.
Hon'ble B.S.Verma,J.

By means of this petition the petitioner seeks writ of certiorari for quashing the entire selection process initiated for selecting and appointing Junior Engineers pursuant to advertisement dated 27.11.2001 in various departments of Uttaranchal Government and the

selection list as published in the notification dated 16.5.2004.

2. The petitioner's grievance is that he appeared and qualified the written examination. He was also interviewed but he has not been declared successful. His apprehension is that he has not given weightage under the sports quota. The petitioner has been found unsuccessful, therefore this inference cannot be drawn that the weightage under the sports quota has not been given to him.

3. In the counter affidavit filed by the State as well as the Uttaranchal Public Service Commission it has been denied that there has been quota reserved for the sports persons. In the column contained in the application form, details were required only with regard to the weightage to sports candidates and despite the weightage the petitioner could not fall within the merit prepared for the selected candidates. Therefore, the writ petition is devoid of merit and is dismissed,

(B.S.Verma,J.) **(P.C.Verma,J.)**

03.07.2006

P.Singh